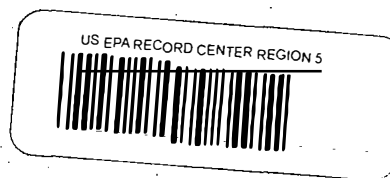




UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590



976598

REPLY TO THE ATTENTION OF:

MEMORANDUM

DRE-8J

DATE: JUL 08 1996

FROM: Norman R. Niedergang, Director
Waste, Pesticides and Toxics Division

TO: William E. Muno, Director
Superfund Division

RE: Daelyte Service Company
MID 006 537 336

On the advice of the Office of Regional Counsel, this RCRA facility is being referred to Superfund Division for a possible removal action. Please see the attached for a brief chronology of activities pertaining to the facility, and the illegal storage of hazardous waste. Ms. Diane Sharrow, x6-6199, is the RCRA point of contact, and Ms. Dorothy Attermeyer, x6-5312, is the assigned attorney from the Office of Regional Counsel. If you have questions or concerns, please feel free to contact me, or Diane and Dorothy.

Attachment

cc: Sharrow, ECAB
Lodisio, SEMI
Attermeyer, ORC
Chute, US Attorney
Reed, US DOJ
Sonnenberg, MDEQ-SEMI
Aubuchon, MDEQ-SEMI

RECEIVED
JUL 10 1996

SUPERFUND DIVISION
OFFICE OF THE DIRECTOR



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:

MEMORANDUM

DRE-8J

DATE: 12 June 1996

TO: File

FROM: Diane Sharrow *DS*
Michigan / Wisconsin Section
Enforcement and Compliance Assurance Branch (ECAB)
Waste, Pesticides and Toxics Division (WPTD)

RE: Daelyte Services Company (aka Astro Maintenance Services)
1356 /1360 Mt. Elliott, Detroit, Michigan
MID 006 537 336
U.S. vs. Daelyte Services, Inc.

On the afternoon of Wednesday, June 5, 1996, Inspector Tim Sonnenberg (Michigan Department of Environmental Quality, Waste Management Division, Livonia District Office) and myself, attempted to conduct an inspection at the aforementioned facility. The purpose of the inspection was to confirm the absence or presence of illegally stored hazardous waste (See Attachment 1 for a brief chronology of events surrounding this RCRA facility).

Mr. Sonnenberg and I arrived at the facility without prearranged access. Ms. Dorothy Attermeyer of the Office of Regional Counsel (ORC) had attempted to gain access with the assistance of the United States Attorney's Office (Dawn Chute) in Detroit, but was not successful. I had called the telephone number for Astro Maintenance Service that morning and there was no answer.

We found the facility fenced, with all gates padlocked, and no visible means of announcing our presence. The facility lies east of Mt. Elliott Cemetery and consists of two wood frame houses within a fenced area, with a common parking area, and an older round-roofed warehouse that runs behind the two homes. The lot(s) immediately adjacent to the west are empty and mowed. There are older, dilapidated, wooden homes across the street. I was unable to determine what was behind the warehouse, but there may be an alley. The common parking area contained several older

model automobiles and what appeared to be a rusted, 55-gallon container. The home on the west had a small patio area and flower garden, and may also be occupied as a residence. (See Attachment 2 - photographs).

After taking several pictures of the facility from plain view, we left the facility and returned to the Livonia District Office. At the District Office I made photocopies of documents in the MDEQ's file (Attachment 3) that had not been shared previously with the U.S. EPA. These documents appear to confirm that the facility is still being utilized for illegal storage of hazardous waste that may be released and present a hazard to human health and the environment.

On the morning of Monday, June 10, 1996, I exchanged telephone voice mail messages with Ms. Attermeyer as to the results of the attempted inspection and Attachment 3. Ms. Attermeyer advised me to refer the facility to the Superfund Division for a possible removal action via a Memorandum from the Director of WPTD to the Director of Superfund Division. I will prepare the Memorandum immediately.

Attachments

cc: Sonnenberg, MDEQ-Livonia



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

ENFORCEMENT CONFIDENTIAL MEMORANDUM

REPLY TO THE ATTENTION OF:

DATE: 24 April 1996

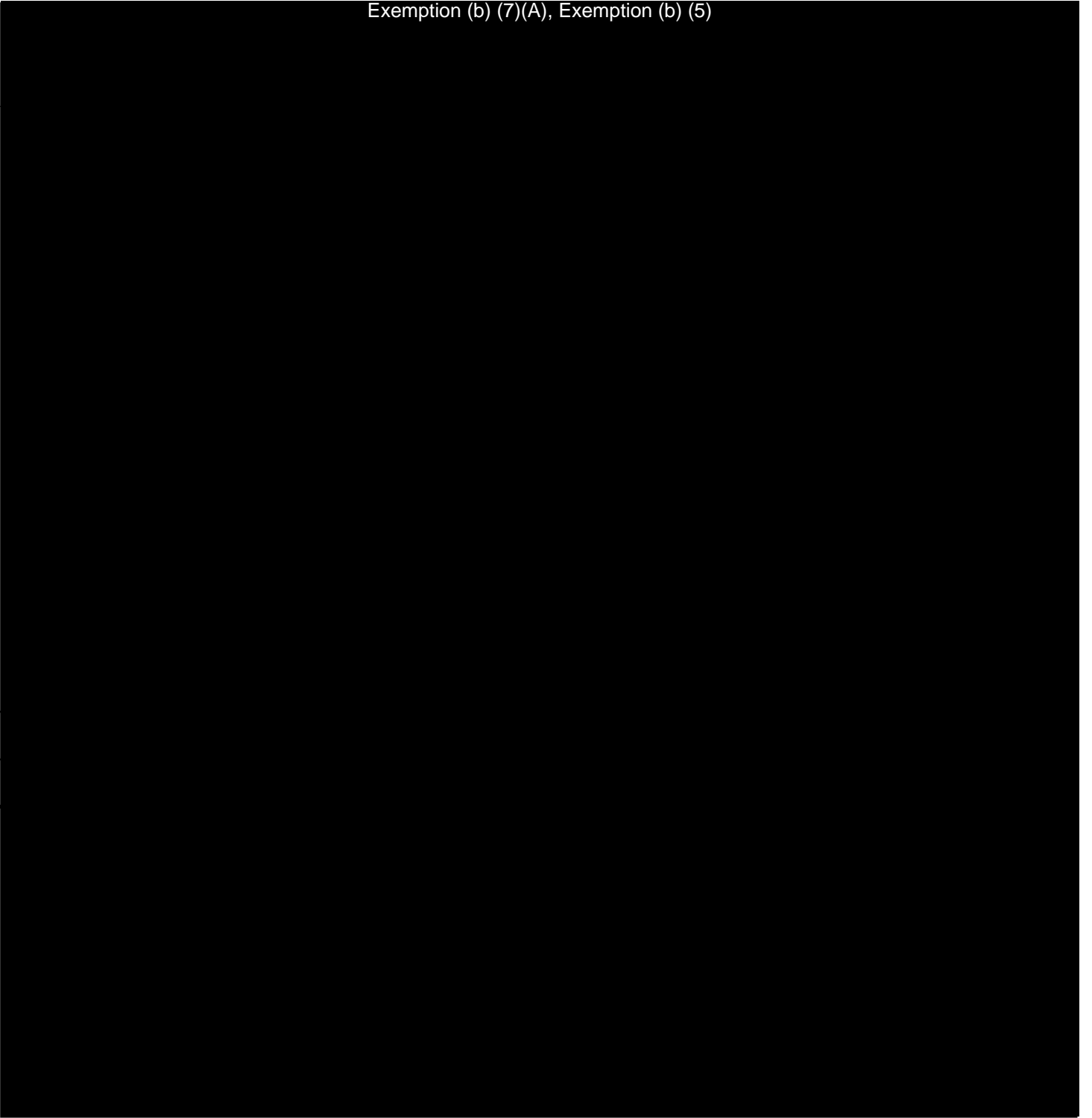
SUBJECT: Daelyte Services, Inc. and Astro Maintenance
USA v. Daelyte Services, Inc.

FROM: Diane Sharrow *DMS*
USEPA, Region 5, Chicago

TO: Tim Sonnenberg
MDEQ, SEMI DO, Livonia

Exemption (b) (7)(A), Exemption (b) (5)

Exemption (b) (7)(A), Exemption (b) (5)



D. Sharrow
Copied at State 6/5/96
Dallyte M10 806 537336

Date: 12/15/95 Telephone Call Documentation

Pix → Camera
to be developed on
6/11/96.

Participants: L.A. Bicho

Subject: Unresolved violations

Discussion: Left message for Rose Madison to
call back. Re May 23, 1995 letter & no response received

the Part 111: Hazardous waste management, of the Natural Resources and Environmental Protection Act, 1994 PA 451, MIL 324.11101 et seq. (Part 111); Subtitle C of the Federal Resource Conservation and Recovery Act (RCRA), as amended; Part 121: Liquid Industrial Wastes, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, MIL 324.11101 et seq. (Part 121); and any regulations promulgated pursuant to these Acts. A copy of the completed inspection form can be obtained by contacting this office.

1. As a result of the inspection, staff of the MDNR have determined that the above facility is in violation of Part III and Subtitle C of RCRA. Specifically, staff found that the following requirements were not being met:
2. Under the UST regulations all tanks that are not in use or abandoned must be registered with the state, and the tank should be removed from the ground. This violation has been forwarded to UST division for follow up.
3. The DSC facility must be cleaned and the warehouse should stop being used as a disposal site of solid waste.
4. DSC must remove the precipitation accumulated inside the building in a timely manner or repair the roof to avoid such problem.

ENGLER, Governor
DEPARTMENT OF NATURAL RESOURCES
STEVENS T MASON BUILDING, PO BOX 30028, LANSING MI 48909-7528

ROLAND HARMES, Director

May 23, 1995

REPLY TO:
SE MICHIGAN DISTRICT HEADQUARTERS
38980 SEVEN MILE RD
LIVONIA MI 48152-1006

Ms. Rose Madison
Owner
Daelyte Service Company
1360 Mount Elliot
Detroit, Michigan

*Auto located
at 1356*

SUBJECT: Non-Notifier

Dear Ms. Madison:

On April 20, 1995, staff of the Michigan Department of Natural Resources (MDNR) conducted an inspection of Daelyte Service Company, (hereafter DSC), located at 1360 Mount Elliot, Detroit, Michigan, to evaluate compliance of that facility with the Part 111: Hazardous Waste Management, of the Natural Resources and Environmental Protection Act, 1994 PA 451, MIL 324.11101 et seq. (Part 111); Subtitle C of the Federal Resource Conservation and Recovery Act (RCRA), as amended; Part 121: Liquid Industrial Wastes, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, MIL 324.11101 et seq. (Part 121); and any regulations promulgated pursuant to these Acts. A copy of the completed inspection form can be obtained by contacting this office.

1. As a result of the inspection, staff of the MDNR have determined that the above facility is in violation of Part III and Subtitle C of RCRA. Specifically, staff found that the following requirements were not being met:
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3. The DSC facility must be cleaned and the warehouse should stop being used as a disposal site of solid waste.
4. DSC must remove the precipitation accumulated inside the building in a timely manner or repair the roof to avoid such problem.

Donald (313) 953-1407
Mhamah
313 953-1407
② Larry
Subville

5. DSC must make a determination what is ^{if} those containers on site which were not labeled or marked with any identifying label.

DSC must respond to this letter by **June 25, 1995**, providing documentation to this office regarding those actions taken to correct the above stated violations. The MDNR will evaluate the response and determine DSC's compliance status and notify you of this determination.

This Letter of Warning does not preclude nor limit the MDNR's ability to initiate any other enforcement action, under state or federal law, as deemed appropriate.

Attached, for your information, is a handout explaining the Pollution Incident Prevention Plan required for certain facilities in the State of Michigan under Part 31, Water Resources Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, MIL 324.11101 et seq.; a short informational sheet on waste minimization; an information sheet on recycling fluorescent lamps; and information on PCB ballast's.

If you have any questions, feel free to contact me.

Sincerely,



Donald Mbamah
Environmental Quality Analyst

cc: Benedict N. Okwumabua

1995
Report from April 20 Inspection of Daelyte Service Company

Participants: Allen Sutherland, US Marshal (313) 226 - 7754
Charles Fonseca, US Marshal

Rose Madison, Owner Exemption (b) (6)
1360 Mount Elliot
Detroit, Michigan

Phone call from Dawn Shutte of the US Attorney's office triggered this inspection. Ms. Shutte contacted me and discussed the possibility of doing an inspection at Daelyte Service Company. Shortly after my conversation with Ms. Shutte I received another phone call from Ms Dorothy Antermeyer of the USEPA Region 5.

This inspection was conducted on Thursday April 20, 1995. With the assistance of two US marshals whose presence was strictly to facilitate entrance to the facility. The owner of the facility was there to let us into the facility.

Daelyte Service Company is an industrial maintenance company. They do janitorial services, and kitchen cleaning. The company handles a lot of cleaning chemicals and house paints. According to the owner the company has been in business for 7 years but has not done business the past few weeks since "other companies are not allowing them to get any more business".

The containers of the these cleaning chemicals were mostly in bad shape; with some of them rusting and some not having visible labels. The owner insisted that they are still useful and she knew what they were. She also has stored over 500 containers (single gallons) of house paint; some on shelves and other scattered around the warehouse. The facility also had fluorescent light bulbs which the owner said were good and still useable.

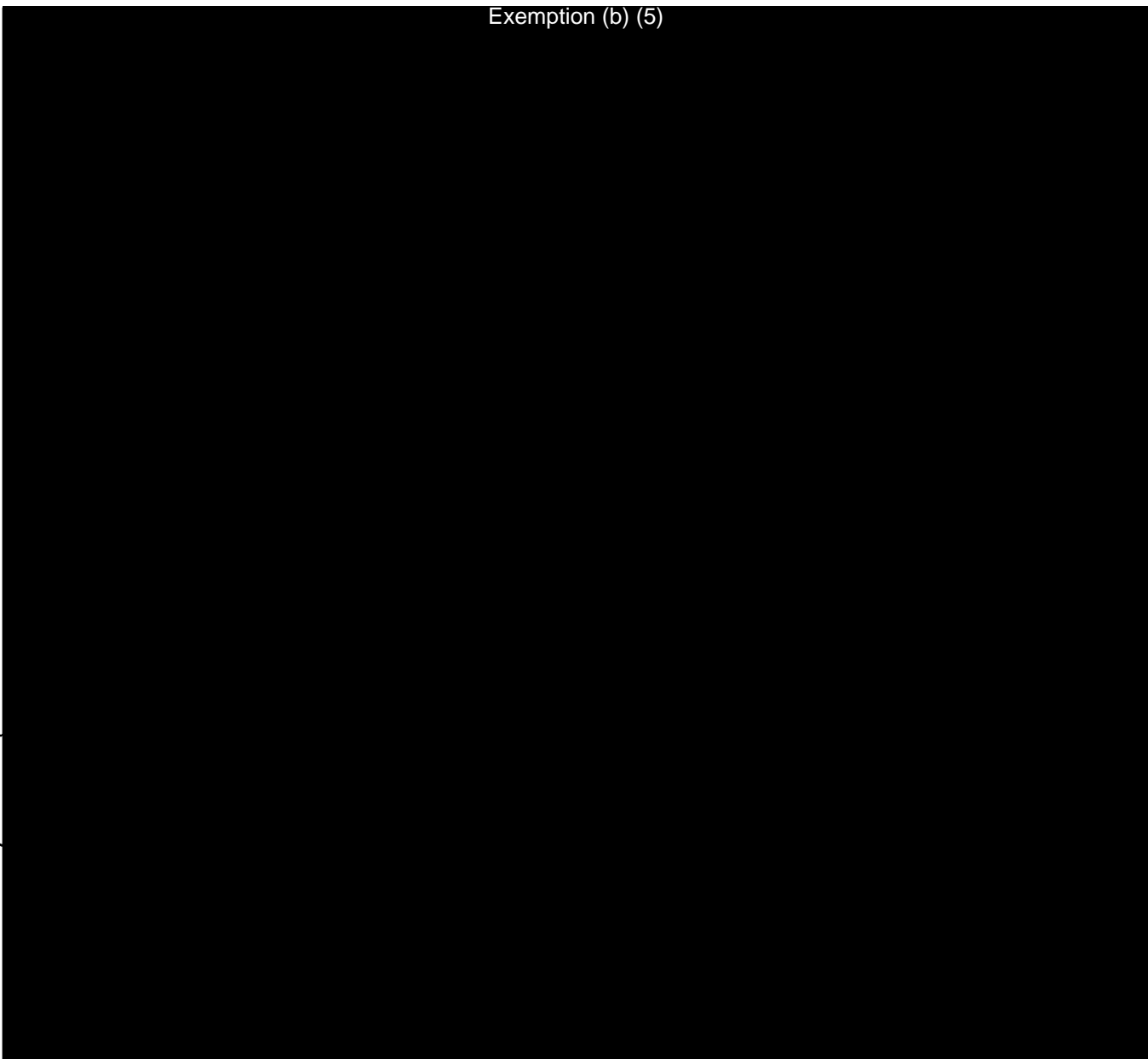
1. The owner indicated that if it were necessary she would give away the cleaning chemicals, the paints and the fluorescent light bulbs. She maintained that these were all good and she was using them before she got sick and things slowed down. She also said that once she recovers she will be back using those materials. The other problems come from the fact that the building was being used to store junk. All kinds of junk including car parts, trailers, wood and boxes. The roof has given way and fallen into the building allowing for free falling of water into the building. There

were puddles of liquid in the building which the owner claimed was water that came in when the weight of snow caused the roof to collapse. The facility has a few under ground storage tanks which were ascertained by the presence of the two fueling fountains. The owner said that the containers were empty and she knew because at one time, a long time ago one of her employees tried to get gasoline and could not. The concerns regarding the under ground storage tank on the facility will be standing and will be forwarded to Underground Storage Tank Division.

The facility looked bad. The containers were in bad shape. The place did not look like anything has been done to it for the past few years. Since USEPA has requested this inspection solely to find out if the prior violations have been addressed, this inspector is of the position that the facility did not look like any compliance attempts has been made to comply with any environmental rule.

MEMO TO FILE FOR DAYLIGHT, INC.

Exemption (b) (5)



P/WMB/MLamah d/Daylight.
Win

(6)

MEMO TO FILE FOR DAELYTE SERVICE COMPANY.

Exemption (b) (5)



Report from April 20 Inspection of Daelyte Service Company

Participants: Allen Sutherland US Marshal 313 226 7754
Charles Fonseca US Marshal 313 9107

Madison Rose - Owner -- Exemption (b) (6)
1360 Mount Elliot
Detroit, Michigan

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④

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MEMO TO FILE FOR DAELYTE SERVICE COMPANY.

Exemption (b) (5)



Exemption (b) (5)



3-25-88
F.D. (12)

ATTACHMENT 3

06/13/96 Photographs are currently being developed. ,



Street View



Parking between Daebye and Astro



(1) 55 gallon drum





Astro

Daelyte



Astro